CLASSIFICATION OFFICE DECISION

Title of publication:	image_0004254
Other known title(s):	3.jpg
OFLC ref:	2000108.019
Medium:	Image File
Maker:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	The District Court at Auckland
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	21 April 2020
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	No notice of decision has been issued

Summary of reasons for decision:

The image file depicts a nude child. However, it is not reasonably capable of being regarded as sexual in nature. It therefore does not get through the "subject matter gateway" of s3(1) of the Films, Videos, and Publications Classification Act 1993, nor does it deal with matters under s3A or s3B of that Act. The publication must therefore be classified as unrestricted. An unrestricted classification imposes no limitations on the right to freedom of expression as affirmed by the New Zealand Bill of Rights Act 1990.